

Newstead Town Board Meeting- July 25, 2005

A Regular Meeting was called to order by the Newstead Town Board on Monday, July 25, 2005 at the Newstead Town Hall at 8:00PM.

Present: Gerald F. Summe, Supervisor
Tom George- Councilman
Harold Finger- Councilman
Mark Decker- Councilman
Dale Kruschke- Highway Superintendent
Rebecca Baker- Assessor
Christine Falkowski- Building Administrator
Andrew Casolini- Town Engineer
Dawn D. Izydorczak- Town Clerk
Kathleen McLeod Lang- Deputy Town Clerk

Roll Call was taken with all board members present except Councilman Chaffee who is still in the hospital.

Dale Kruschke led the pledge to the flag.

Minutes from the previous regular board meeting held on July 11, 2005 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Decker as presented.

Carried

Communications – The Town Clerk presented the following:

A letter from Erie County Department of Public Works acknowledging receipt of our traffic study request for Indian Falls Rd and note of it being forwarded to the NYS DOT.

The quarterly report for 4/1/05 – 6/30/05 was received with 1,729+/- residential units being collected for generating 502.02+/- tons of solid waste and 89.05 tons of co-mingled recyclables.

A letter from Christian Airmen, Inc. to the Town Board regarding their remedies for 2 noise complaints they received on July 11th and July 13th. They also provide a synopsis of their progress with the noise abatement outreach program.

A fax transmission from Michael Mahaney, director of the Erie County Library system reporting on the 2006 Budget and possibilities of library closures resulting from that budget.

A release from Governor George Pataki's office regarding revisions to the proposed Great Lakes Water Management Agreements, which will strengthen the protection of the Great Lakes and their resources. Public meetings will be held throughout New York State on the proposals including one at the SUNY Buffalo North campus to be held on August 2, 2005 from 6:30-9:00pm at the Center for Tomorrow.

A motion was made by Councilman George, seconded by Councilman Decker to receive and file correspondence as presented.

Carried

Work Session: Supervisor Summe reported that there was no work session was held last week.

Privilege of the Floor – Justin Rooney, 32 Bloomingdale Ave, questioned whether the Town of Newstead will be charged for Erie County Sheriff Patrols as has been discussed in the news this week. The Supervisor stated that this charge for services is preliminary in its proposals from the County and more importantly, we are covered primarily by the New York State Police and the Village of Akron Police Department. Mr. Rooney also questioned the potential estimated costs of Sheriff's patrols and the Supervisor stated that no figures are available to him at this time. Supervisor Summe stated we would look to an agreement with the Village of Akron and/or the State Police first for services anyways.

Dale Cheavacci, 113 John Street, questioned Water District #3 water bills and how they are mailed to rental properties. He feels it should be mailed to the property owner not the renter. He questioned the reserve funds on Water District #3, which he was told had a balance on district of \$124,000 +/- . The Federal Government has for many years paid district #3 a subsidized amount due to the reservation Community Building being in the district. This situation will be ending as the Town of Alabama services those parcels thru Erie Country Water Authority. Dale questioned use of these funds to construct that area into Water District #10.

The Supervisor stated that the Village of Akron contract ran out on 12/31/2004 and we must get those customers off of Village Water System because of the contract expiring. The Board has been working on this for 5-6 years, since they received the notice from the Village that these parcels could no longer be serviced.

Mr. Cheavacci questioned potential charges for meters, lines, at the road hook-ups etc in that district. The Supervisor explained those would be taken care of thru the district expenses in most cases. Some residences may have to be brought into code with copper piping at their own expense. It has become not economically feasible to purchase water from the Village of Akron.

Approval of Bills -Councilman Decker reported that the Abstract from Batch #416 from the July 11, 2005 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. He presented Abstract Batch #417. Vouchers on these abstracts numbered #771- 823, totaling \$106,888.95 and were presented for payment approval by Councilman Decker, seconded by Councilman Finger to approve payment.

Abstract Batch 417:

General Fund (A) -\$23,711.03, Fund (B) \$571.00, Highway (DA) -\$0, Highway: Outside Village (DB) \$47,826.13, Capital Projects: CAP-WD#10 (HI)- \$195.60, Town Hall (HK)- \$0, Highway Garage (HG)- \$0, Fire Protection (SF) \$18,880.00, Refuse (SR) \$0, Sewer Fund (SS) \$352.39, Sewer District #2 (SS02)- \$487.15, and Water Districts (SW1) \$5,771.75, (SW2) \$12.15, (SW3) \$9,061.90, (SW4) \$0, (SW5) \$0, (SW6) \$19.85, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0, Trust & Agency(TA)- \$0 Totaling \$106,888.95.

Carried

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway – Nothing at this time

Assessor – Nothing at this time

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Alfred Gabioud	11838 Clarence Center	Shed
Michael Rushok	5144 Crittenden	Lean-to
Mark Dean	4215 S. Newstead	One Family Home
DOT Akron NY LLC	12968 Main	Dollar General store
Judith Miller	13588 Stage	Barn Addition
John Wideman	11417 Hunts Corners	Driveway markers
Reginald Wood	10995 Keller	Gazebo
Kevin Borchert	6785 Cedar	Roof
New Cingular Wireless,PCS	12200 Main	Antennas
Doug Matusek	12663 McNeeley	I.G. Pool
Paul Muck	6470 Utley	Shed

A motion was made by Councilman Finger, seconded by Councilman Decker to accept and approve the Building Report, Zoning Report and Unsafe Buildings Report, all as presented.

Carried

Town Clerk- Web page stats were reported for April- 219, May- 357 and June- 240. 2005 County/Town tax collection is complete and to the County. Hunting licenses will go on sale August 15th. 2005-06 school tax bills should be on time September 1st for mailing by September 15th.

Attorney for the Town – Not present

COUNCILPERSONS

Chaffee- Not present

George- Nothing at this time

Finger- Nothing at this time

Decker-Nothing at this time

SUPERVISOR- Nothing at this time

UNFINISHED BUSINESS

Water District #10/Water Tank- Construction is progressing in north Newstead and a new schedule for the southern section should be out soon. Services must be in by August 12, 2005 at residential homes. We are trying to work one on one with special needs cases. The Water Tank foundation has been poured. They will be starting pedestal soon.

Town Hall Project: Handicapped Accessible Entrance- Nothing new at this time.

Route 5 Zoning-There is a meeting scheduled on Thursday, August 4th.

Plumber's License-This is on hold until Councilman Chaffee has returned.

Shared Public Works Facility Committee-RFP finalized with the Village of Akron. It is available on the Town of Newstead Web Page. Proposals are due August 22, 2005. We are working to get it on the NYSCR Website.

NEW BUSINESS:

SEQR Declaration & Site Plan- 11167 Main Rd:

A motion by Councilman Decker, seconded by Councilman Finger issuing a negative SEQRA declaration and approving the proposed site plan for 11167 Main Rd owned by Kelly Schultz for a 4,800 sq. ft. addition, subject to all recommendations made by the Planning Board and Town Engineers.

(Resolution Attached) Ayes-4 Nays-0 Carried

Water District #10: Change Order #1:

A motion by Councilman George, seconded by Councilman Finger to authorize Supervisor Summe to sign the proposed Change Order #1 for Water District #10 with Sergi Construction for Scotland, Schutt, and Stage Roads in an amount of \$222,194.00.

 Ayes-4 Nays-0 Carried

Question Period- No one spoke

There being no further business to come before the board a motion was made by Councilman Finger, seconded by Councilman Decker to adjourn the meeting at 8:39 PM.

Carried

Respectfully Submitted,
Dawn D. Izydorcak, Town Clerk